

12/18/01

Attorney Docket No. 55325.8166.US01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Certification under 37 CFR §1.10 (if applicable)

EL 889 536 942 US

Express Mail Label Number

December 12, 2001

Date of Deposit

I hereby certify that this Transmittal Letter, enclosed application and any other documents referred to as enclosed herein, are being deposited in an envelope with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date above and addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Jennifer L. Mahoney

(Print Name of Person Mailing Application)

(Signature of Person Mailing Application)

Transmittal of Continuation-in-Part Patent Application
for Filing Under 37 CFR §1.53(b)

Box Patent Application

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir: Transmitted herewith for filing is a patent application by inventor(s): Shi-Kun Huang and Samuel Zalipsky, and entitled:

LIPOSOME COMPOSITION FOR DELIVERY OF NUCLEIC ACID

1. Enclosed are:

- ☒ One stamped, self-addressed postcard for PTO datestamp
- ☒ Certificate of Express Mail
- ☒ One utility patent application containing text pages 1-78 and
☒ 11 Sheets of drawings
- ☐ Declaration of Inventorship
- ☐ A Preliminary Amendment

2. Amendment

- ☐ Please enter the enclosed Preliminary Amendment before calculating the filing fee. It is understood that only amendments reducing the number of claims will be entered for this purpose.

3. Extension of Time

- ☒ Conditional Petition for Extension of Time: An Extension of Time is requested to provide for timely filing *if* required to establish copendency with the parent after all papers filed herewith have been considered.

4. U.S. Priority

- ☒ This application is a continuation-in-part of U.S. Application No. 09/556,056 filed April 21, 2000, which claims the priority of U.S. Provisional Application No. 60/130,897 filed April 23, 1999; and this application is also a continuation-in-part of U.S. Application No. 09/685,940 filed October 10, 2000, which claims the priority of U.S. Provisional Application No. 60/158,693, filed October 8, 1999.

5. Foreign Priority

- ☐ Priority of Application No. filed in on is claimed under 35 USC §119.
☐ A certified copy of this priority document is enclosed.

6. Prior Documents Still In Effect

- ☒ This application and parent application Serial Nos. 09/556,056 filed April 21, 2000 and 09/685,940 filed October 10, 2000 are assigned of record to Alza Corporation.
☒ Power of Attorney in the above-identified prior application is to Judy M. Mohr, Reg. No. 38,563, and the other attorneys or agents identified therein.

7. Entity Status

- ☒ Large entity status applies to this application.

8. Fees

The filing fee has been calculated taking into account any amendments in section 2 above:

For:	(Col. 1) No. Filed	(Col. 2) No. Extra	Small Entity Rate	Fee	or	Other Than a Small Entity Rate	Fee
Basic Fee				\$370.00	or		\$740.00
Total Claims	26 - 20	6	X \$ 9 =	\$	or	x \$ 18 =	\$108.00
Independent Claims	1 - 3	0	X \$42 =	\$	or	x \$ 84 =	\$
<input type="checkbox"/> Multiple Dependent Claim Presented			+ \$140 =	\$	or	+ \$280 =	\$
*If the difference in Col. 1 is less than zero, enter "0" in Col. 2.			TOTAL	\$	or	TOTAL	\$848.00

- ☒ Please charge the Filing Fee (\$848.00) and any other fees necessary for timely filing of this application to Deposit Account 50-0665.
- ☒ The Commissioner is hereby authorized to charge any deficiency in fees (or credit any overpayment of fees) to Deposit Account No. 50-0665.

Respectfully submitted,

Judy Mohr

Judy M. Mohr
Registration No. 38,563

Date: 12/12/01

Correspondence Address:

Customer No. 22918
(650) 838-4300